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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

Shimkets et al.

SERIAL NUMBER

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EXAMINER:

Christine Saoud

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ART UNIT:

1647

FOR:

NOVEL FIBROBLAST GROWTH FACTOR AND NUCLEIC ACIDS

**ENCODING SAME** 

Commissioner for Patents Washington, D.C. 20231

RECEIVED

This filing is in response to the December 28, 2001 Office Action ("Office Action").

enter the following amendments and consider the remainst the r Please enter the following amendments and consider the remarks prior to further prosecution.

#### **AMENDMENTS**

## In the specification:

Replace the Abstract on page 81 with the following amended Abstract.

-- The present invention provides FGF-CX polypeptides and polynucleotides, and antibodies that immunospecifically bind to FGF-CX or any derivative, variant, mutant, or fragment of the FGF-CX polypeptide, polynucleotide or antibody. The invention additionally provides methods in which the FGF-CX polypeptide, polynucleotide and antibody are used in detection and treatment of pathological states. [--

Replace page 81 with substitute page 81 attached as Appendix C.

Pursuant to 37 CFR 1.121(b), a marked up version of the Abstract showing the changes made appears as Appendix A of this Amendment. A substitute page 81 is provided in Appendix C.

### In the claims:

Cancel claims 3 and 6 without prejudice and without disclaimer of the subject matter.